

Message Text

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ACTION EB-07

INFO OCT-01 CIAE-00 COME-00 DODE-00 NSAE-00 TRSE-00 EUR-12

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FM USMISSION OECD PARIS

TO SECSTATE WASH DC 7172

C O N F I D E N T I A L OECD PARIS 13036

EXCON

E.O. 11652 XGDS1

TAGS: ESTC, COCOM, BE, RO

SUBJECT: BELGIAN MAGNETIC TAPE UNITS TO ROMANIA - IL

1565

REFS: A. COCOM DOC. (74) 1863

B. COCOM DOC. (73) 890

1. USDEL HAS HAD EXCHANGE OF CORRESPONDENCE WITH BEL-
GIAN DEL OVER RESTRICTIONS TO BE APPLIED TO SHIPMENT OF
SECOND BATCH OF 60 TAPE DECKS IN REF A.

2. BELGIAN FIRST WROTE, ENCLOSING COPY OF EXPORT LI-
CENSE LISTING 120 UNITS FOR BEWT CASE 125681, CORRES-
PONDING TO REF. A. HE ASKED WHETHER THIS LICENSE
AUTHORIZED SHIPMENT OF SECOND LOT OF 60 UNITS. BASED
ON STATE 55750 AND LD 2710, USDEL RECALLED THAT APPROVAL
HAD BEEN GIVEN ON SAME TERMS AS IN REF B, I.E. THAT
SECOND LOT OF 60 DECKS WOULD BE APPROVED ONLY AFTER RE-
CEIPT OF REPORT ON END-USE OF FIRST LOT. IF REPORT HAD
NOT ALREADY BEEN SUBMITTED--AND IT SEEMED UNLIKELY THAT
IT HAD IN VIEW OF SHORT TIME ELAPSED--THEN ONLY 60 UNITS
COULD BE SHIPPED FOR TIME BEING.

3. THIS ANSWER PROVED UNSATISFACTORY TO BELGIAN DEL.
HE REJOINED BY OBSERVING THAT TWO SEPARATE LICENSES
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HAD BEEN ISSUED FOR THE 120 DECKS INVOLVED IN REF. B,

ONE EACH FOR 60 DECKS. HE NOTED, FURTHER, THAT THE US LICENSE IN REF. A CONTAINED NO SPECIAL CONDITIONS. HE ASKED ON WHAT OTHER DOCUMENT THAN THE US LICENSE ITSELF HIS AUTHORITIES SHOULD BASE THEIR DECISION WHETHER TO GRANT OR NOT TO GRANT AN EXPORT LICENSE.

4. ACTION REQUESTED: CLARIFYING INSTRUCTIONS FOR REPLY TO BELGIAN DEL, ANSWERING THE FOLLOWING QUESTIONS:

A. DOES THE US LICENSE GRANTED IN REF A CASE AUTHORIZE EXPORT OF ALL 120 UNITS?

B. IF SO, WHAT BECAME OF THE REPORTING CONDITIONS ATTACHED TO LD 2710?

C. IF NOT, AND THE CONDITIONS STILL APPLY, WHY ARE THEY NOT STATED IN THE EXPORT LICENSE ITSELF?

D. DOES AN EXPORT LICENSE NORMALLY SET FORTH ALL CONDITIONS WHICH THE EXPORTING FIRM AND THE LICENSING AUTHORITIES OF ANOTHER COCOM MEMBER COUNTRY SHOULD KNOW OF?
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